

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

ALEMSEGHED MUSSIE TEFAMICAL,

Plaintiff,

v.

CHAD WOLF, *et al.*,

Defendants.

CASE NO. 20-cv-0042-BJR

JOINT STIPULATION AND  
ORDER HOLDING CASE IN  
ABEYANCE

**JOINT STIPULATION**

Plaintiff brings this litigation pursuant to the Mandamus Act, the Administrative Procedure Act, habeas corpus, the Freedom of Information Act ("FOIA") seeking, *inter alia*, to compel the U.S. Citizenship and Immigration Services ("USCIS") to adjudicate Plaintiff's I-485 application and to respond to his FOIA request. Dkt. No. 1. Defendants have yet to answer the Complaint.

On February 5, 2020, USCIS sent out a Request for Evidence ("RFE") to Plaintiff. Plaintiff has until May 4, 2020 to respond. Plaintiff requires sufficient time to respond to the RFE, and USCIS requires sufficient time to review Plaintiff's response. In addition, USCIS's records indicate that it has responded to Plaintiff's FOIA request, but Plaintiff has not received the response. Accordingly, USCIS is in the process of obtaining

1 additional information about the FOIA response. In order to perform these actions, the  
2 parties, through their counsel, jointly request that the Court hold this matter in abeyance  
3 for a period not to exceed 90 days. Immigration and Customs Enforcement, absent  
4 unforeseen circumstances, will not remove Plaintiff from the United States during the  
5 requested stay. The parties agree that this is an acceptable timeframe, and recognize the  
6 possibility that this process may moot Plaintiff's claims in their entirety.

7 Accordingly, the parties hereby STIPULATE AND AGREE, AND JOINTLY  
8 REQUEST, that the Court hold this case in abeyance, and order the parties to file a joint  
9 status report within 90 days after entry of the proposed Order.

10 SO STIPULATED.

11 DATED this 13th day of March, 2020.

12 BRIAN T. MORAN  
13 United States Attorney

14 /s/ Michelle R. Lambert  
15 MICHELLE R. LAMBERT, NYS #4666657  
16 Assistant United States Attorney  
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*Attorneys for Defendants*

21 SO STIPULATED.

22 DATED this 13th day of March, 2020.

23  
24 s/ Matt Adams  
Matt Adams, WSBA No. 28287

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26 s/ Aaron Korthuis  
Aaron Korthuis, WSBA No. 53974

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28 s/ Chris Collado  
Chris Collado, WSBA No. 53998

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NORTHWEST IMMIGRANT  
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**ORDER**

The Parties having so stipulated and agreed, the Court hereby ORDERS that this action shall be held in abeyance for 90 days from the date of this Order, and the parties shall file a Joint Status Report with the Court on or before the conclusion of the 90-day period.

DATED this 13th day of March, 2020.

  
DISTRICT JUDGE BARBARA J. ROTHSTEIN  
UNITED STATES DISTRICT COURT